

IN THE DISTRICT COURT OF GUAM
TERRITORY OF GUAM
CRIMINAL MINUTES
(SEALED)

CASE NO. CR-05-00047

DATE: 06/08/2005

TIME: 2:46 p.m.

HON. RICARDO S. MARTINEZ, Designated Judge, Presiding

Law Clerk: None Present

Court Reporter: Wanda M. Miles

Courtroom Deputy: Virginia T. Kilgore

Hearing Electronically Recorded: 2:46:15 - 2:54:13

CSO: B. Benavente / D. Quinata

***** APPEARANCES *****

DEFT: JASON COBURIAN ORTIOLA

ATTY: JOHN GORMAN

(X) PRESENT () CUSTODY () BOND (X) P.R.

(X) PRESENT () RETAINED (X) FRD () CJA APPOINTED

U.S. ATTORNEY: KARON JOHNSON

AGENT:

U.S. PROBATION: JOHN SAN NICOLAS

U.S. MARSHAL: S. LUJAN / J. CURRY

INTERPRETER: _____

() SWORN

LANGUAGE: _____

() PREVIOUSLY SWORN

JUN - 8 2005

PROCEEDINGS: INITIAL APPEARANCE RE INDICTMENT / ARRAIGNMENT

MARY L.M. MORAN
CLERK OF COURT

- () COMPLAINT READ TO DEFENDANT
() FINANCIAL AFFIDAVIT REVIEWED AND ACCEPTED: _____, ATTORNEY APPOINTED
() DEFENDANT SWORN AND EXAMINED: AGE: _____ HIGH SCHOOL COMPLETED: _____
() DEFENDANT ARRAIGNED AND ADVISED OF HIS RIGHTS, CHARGES AND PENALTIES
() REMOVAL/IDENTITY HEARING () CONDUCTED () WAIVED () SET FOR: _____ at _____
() WARRANT OF REMOVAL ISSUED
() GOV'T SUMMARIZES THE EVIDENCE () GOV'T SUBMITS TO THE PLEA AGREEMENT
() COURT QUESTIONS DEFENDANT REGARDING HIS PHYSICAL AND MENTAL CONDITION, AND ADVISES DEFENDANT OF THE NATURE AND POSSIBLE CONSEQUENCES OF SAID PLEA
(X) DEFENDANT WAIVE READING OF () COMPLAINT () INFORMATION (X) INDICTMENT
(X) PLEA ENTERED: () GUILTY (X) NOT GUILTY - TO: CHARGES CONTAINED IN THE INDICTMENT
() COUNT(S) _____ DISMISSED ON GOVERNMENT'S MOTION
() PLEA AGREEMENT FILED: _____ PLEA: () ACCEPTED () REJECTED
() COURT ORDERS PLEA AGREEMENT SEALED
() COURT REJECTS PLEA AGREEMENT AND REFERS IT TO: _____ FOR RECOMMENDATION.
() SENTENCING DATE: _____ at _____ () STATUS HEARING: _____ at _____
() PRESENTENCE REPORT ORDERED AND DUE: _____
() PRELIMINARY EXAMINATION SET FOR: _____
() ARRAIGNMENT SET FOR: _____
(X) TRIAL SET FOR: AUGUST 3, 2005 at 9:30 A.M.

PROCEEDINGS CONTINUED TO: _____ at _____

- (X) DEFENDANT TO BE RELEASED ON BOND (SEE ATTACHED RELEASE CONDITIONS)
() DEFENDANT REMANDED TO THE CUSTODY OF THE U.S. MARSHAL SERVICE FOR () PROCESSING () DETENTION
() DETENTION HEARING REQUESTED BY _ GOV'T _ DEFT IS SET FOR: _____ at _____
() DEFENDANT RELEASED ON BAIL AS PREVIOUSLY ORDERED BY THIS COURT

NOTES:

Government recommended Defendant be released with the conditions proposed by pretrial service. No objection. Defense stated that his client has been placed on administrative leave and does not possess a firearm. Probation Officer, John San Nicolas requested the Court to allow him to interview the Defendant and to Order the Defendant to submit to a urinalysis test after this hearing. No objection. GRANTED.